

## DEFENSE FELL DOWN Freitas Convicted Of Selling Liquor.

(From Saturday's Advertiser.)

Manuel Souza Freitas was tried for unlawful liquor selling before Judge De Bolt by the following jury: C. G. Bartlett, Job Hatchelor, F. M. Kiley, Wm. Green, F. J. Robello, E. Henriques, D. M. Ross, W. P. Roth, B. Guerrero, M. W. Parkhurst, H. B. Saylor and James Steiner. Deputy Attorney General Peters for the Territory; A. G. M. Robertson for the defendant. A verdict of guilty was returned and the defendant was fined \$125 and costs. The defense put up by defendant on the witness stand was that the bottle of wine, which the Territory's chief witness testified he had bought of him, had been "planted" in his store by the alleged purchaser.

The trial of Philip H. Naone for the murder of his wife is set for Monday next. J. J. Dunne is counsel for the defense.

### MUST PUBLISH INVENTORY.

By a decision of the Supreme Court the Trustees of the Estate of Bernice P. Bishop, deceased, are required to conform to the terms of the 13th clause of the will directing them to file with the court annually an "inventory of the property in their hands and how invested and to publish the same in some newspaper published in Honolulu." There is no formal opinion, the Supreme Court by George Lucas, clerk, merely declaring that the order of Judge Robinson appealed from is affirmed. Holmes & Stanley appeared for the appellants.

### ANNIE PARKER'S ESTATE.

A report by P. D. Kelleher, master, on the 5th annual account of Alfred W. Carter, guardian of the estate of Annie T. K. Parker, a minor, shows the receipts for the year 1904 to have been \$48,765.99, including \$7315.94 balance from previous year, and the expenditures \$35,651.11, which leave a balance of \$13,024.88.

The guardian had purchased the real estate in fee simple and leaseholds of the Puuloa Sheep Ranch for \$6150. An increase of 5000 cattle on the Parker Ranch is shown, the present number being 30,000 more or less. The number of horses is 2000, the same as at last previous report. There had been a decrease of \$4571.87 in the earnings of the ranch, the amount for the year 1904 being \$29,660.45. On June 4, 1904, the ranch was turned over to a receiver pending certain litigation. The master reports the account correct.

### COURT NOTES.

A suit has been brought by the Troy Laundry Machinery Co., Ltd., against Sanitary Steam Laundry Co., Ltd., for \$629.71 with interest, attorney's commission and costs, on account of balance claimed on merchandise sold and delivered.

Judge Robinson has signed an order that \$800 in the hands of E. P. Kalama, guardian of Kahoolopelo, a minor, shall be deposited in the Bank of Hawaii and drawn at the rate of not to exceed \$25 a month, on the joint check of the guardian and his attorney, A. M. Brown, for the support and education of the minor.

The motion to dismiss the defendant's appeal from the District Court of Ewa in the case of Chin Lee vs. Kam Sue et al was withdrawn before Judge Robinson.

Plaintiff's evidence in Hackfeld vs. Desky and Wolters was taken before Judge Robinson, and then the case was continued without day.

## ONLY FIVE VEToes WERE OVERRIDDEN

There is some interesting aftermath from the work of the regular session of the legislature in the matter that came up to Governor Carter, and its disposition. There were 124 bills passed altogether. Of these, 103 became laws. There were fourteen vetoes, of which nine were sustained and five were overridden. Fourteen went into the pocket veto.

Of the five vetoes that were overridden, one was the Sunday law, one the county act, one the enabling act for the county act, one the Hilo high school bill, and one the bill arranging for terms of court at various places on the island of Hawaii. This bill carried a very expensive luxury, but the Hawaii members insisted upon having it.

## DOES NOT WANT THE TAX CASES APPEALED

"I have asked Treasurer Campbell to see the firms that lost the tax appeal cases to the Territorial government and see whether an amicable arrangement can be reached," said Governor Carter yesterday. "I understand that these firms are going to appeal their cases to the United States Supreme Court under the late amendment to the Organic Act permitting

such appeals where the amounts involved are large. The firms interested are Hackfeld & Co., Schaefer & Co., Davies & Co., Irwin & Co. and Brewer & Co.

"The decision from which they appeal is based upon a law that has been changed at this session of the legislature. The appeal, therefore, can only run to the matter decided in the present suit, and if they get a decision it can have no future effect, the law being changed. Under the old law they were taxed on their aggregate capital. The new tax law will assess them only on their profits. And it would be much better if an arrangement could be made without going to the expense of an appeal to Washington. It would probably cost the firms in question as much as they would save by a victory to make the appeal, moreover."

### SCHOOL IN WOODS PLANNED

Innovation for Sickly Pupils Devised by German Educators.

An interesting experiment is to be made in the neighborhood of Berlin for the benefit of weak and sickly children, who, if not already the victims of any positive disease, are likely to become infected unless constitutionally strengthened.

The authorities at Charlottenberg have determined to establish a school large enough to accommodate from 125 to 150 children, at a chosen spot in the depths of the Junferheide woods, near Berlin. It is intended that the pupils delicate children, unfitted for ordinary school life, shall remain there the whole day, special arrangements being made to supply them with their meals. They are only to receive from two to three hours' instruction daily and are to spend the rest of the day in taking healthy exercise in the forest.

If the experiment proves successful—and on this point there can be little doubt—it will be carried out upon a much larger scale, with a big building and a permanent endowment. The idea, clearly, is a good one, but it is not often that healthful woodland can be found near enough to the tenement districts of a big city to be within daily reach of the children.

### ALREADY A CITIZEN.

George Clark, District Magistrate of North Kona and one of the oldest residents of that district, was reassured by Judge Dole regarding his American citizenship. As previously reported, Circuit Judge Matthewman called in question the naturalization of citizens by circuit courts, raising the point that these courts had not jurisdiction of conferring citizenship on aliens. Judge Clark lost no time, after hearing this judicial opinion, in coming to Honolulu to make his American citizenship secure in the Federal court. Judge Dole declined to entertain his application, holding that he was already an American citizen.

## NO MORE HEADACHE

GENERAL WEAKNESS AND  
FEVER DISAPPEAR TOO.

How a Woman was Freed from Troubles  
That Had Made Life Wretched for  
Many Years.

The immediate causes of headaches vary, but most of them come from poor or poisoned blood. In anaemia the blood is scanty or thin; the nerves are imperfectly nourished and pain is the way in which they express their weakness. In colds the blood absorbs poison from the mucous surfaces, and the poison irritates the nerves and produces pain. In rheumatism, malaria and the grip, the poison in the blood produces like discomfort. In indigestion the gases from the impure matter kept in the system effect the blood in the same way.

The ordinary headache-cures at best give only temporary relief. They deaden the pain but do not drive the poison out of the blood. Dr. Williams' Pink Pills on the contrary thoroughly renew the blood and the pain disappears permanently. Women in particular have found these pills an unfailing relief in headaches caused by anaemia.

Miss Stella Blocker recently said: "Dr. Williams' Pink Pills did me a great deal of good. I had headache nearly all the time. After I had taken three boxes of these pills I became entirely well."

"How long had you suffered?" she was asked.

"For several years. I can't tell the exact date when my illness began for it came on by slow degrees. I had been going down hill for many years."

"Did you have any other ailments?" "I was very weak and sometimes I had fever. My liver and kidneys were affected as well as my head."

"How did you come to take the remedy that cured you?" "I saw in a southern newspaper a statement of some person who was cured of a like trouble by Dr. Williams' Pink Pills. My physician hadn't done me any good, so I bought a box of these pills. After I had taken one box I felt so much better that I kept on until I became entirely well."

Miss Blocker's home is at Leander, Louisiana. Dr. Williams' Pink Pills are sold by all druggists. Besides headache they cure neuralgia, sciatica, nervous prostration, partial paralysis and rheumatism.

Archibald Dodds, a teacher at Lahainaluna seminary, fell into a railroad culvert at night and broke two ribs. He went right on, pluckily, keeping school.

## THE SENATE HAS BEGUN FIGHT ON LOAN BILL

(From Saturday's Advertiser.)

Both branches of the legislature got down to work yesterday, and the House passed several measures and made satisfactory progress with others. Also, the Senate passed the House sessional appropriation bill on third reading, and the bill to pay unpaid bills on second reading. And it began the real fight of the extra session, taking up the loan bill for consideration on the report of the Bishop special committee—and departing very widely from the committee's recommendations from the beginning. In fact, at the rate the Senate is going, the Territory will have to negotiate a new loan to make the bill good—and that before the House has considered the loan measure at all.

### THE SENATE.

The Senate yesterday passed the bill making appropriations to pay unpaid bills of the Territory, after an item had been added to pay Judge Weaver \$383 for money expended in establishing the Court of Land Registration, and \$1676.90 to pay certain court expenses. The House notified the Senate of the passage of the Senate sessional appropriation bill, House Bill No. 1, the House sessional appropriation bill, was at once taken up on third reading and passed without dissent. Later in the day, the Governor notified the Senate that both these bills had been signed.

From the Loan Committee, Bishop submitted the following report, which was taken up with the bill at the afternoon session, and the real battle of the extra session began.

### REPORT ON LOAN BILL.

Honolulu, Hawaii, May 4, 1905.  
Honorable D. P. R. Isenberg, President of the Senate:  
Sir: Your special committee on Senate Bill 3 (Loan Bill) begs leave to report as follows:

The committee has found that the amount provided for in this bill, \$1,100,000, is not sufficient for all needs and have therefore based their report on a total appropriation under Loan Act of \$1,200,000.

Your committee have also decided that all appropriations for water works, the revenue therefrom becoming a Territorial realization, should come under the head of General Appropriations for all islands.

The committee accordingly beg leave to make the following recommendations with special reference to the bill in the hands of the committee.

Section 1. Strike out the words "One Million One Hundred Thousand dollars and figures" and insert in place thereof the words "One Million Two Hundred Thousand dollars and figures;" also strike out all under the heading "General Appropriation for all islands" and insert the following:

Section 2. General Appropriation for all islands.

Government building, Hilo.	\$42,000
Court House, District of Kona.	8,000
Extension of wharf system, Honolulu.	300,000
Educational buildings, Oahu.	50,000
Educational buildings, Hawaii.	22,000
Educational buildings, Maui.	13,000
Educational buildings, Kauai.	9,000
Condemnation and purchase water rights for Lahaina.	30,000
Honolulu water works, general.	155,000
Kohala water works.	5,000
Waimea water works.	10,000
Total.	\$650,000.

This amount, \$650,000, being deducted from the total amount proposed being appropriations under this bill, \$1,200,000 leaves a balance to be disposed of of \$550,000.

In the recommendations just following, the committee have apportioned this amount on the basis of taxation, namely: Oahu, 56 per cent; Hawaii, 21 per cent; Maui, 13 per cent; Kauai, 9 per cent.

The committee further recommends that the bill entitled "Island of Hawaii" be amended by striking out all items under said heading and inserting the following:

ISLAND OF HAWAII.

Extension sewer system, Hilo.	\$20,000
Relocation road, Kohala to Waimea.	10,000
Kahuku lava flow road, Kauai.	18,000
Pahala Volcano road.	15,000
Road Waimea to Kona.	10,000
District court house, Waiohinu.	3,000
Belt road system, Hamakua.	20,000
Homestead roads, Oahu.	4,000
New roads, Kohala.	8,000
New road, Kona.	2,000
Widening and regrading belt road Kahe to Kona boundary.	4,000
Aleka and Papa Homestead road.	3,500
Beach road, Kealia to Hookena, South Kona.	1,000
Road from government road to Honouliuli school house.	500
Total.	\$121,000.

Under the head Island of Maui the committee recommended the striking out of all items and the insertion of the following:

Completion Wailuku fire station and jail.	\$5,000
Lahaina, fire station and equipment.	5,000
Road Kamalo to Keawekapu.	10,000
Honolulu - Hanokahu road.	2,000
Extension belt road Nahiku.	25,000
Kailua.	25,000
Extension belt road starting Wailuku.	10,000
Approach from Govt. road to McGregor's landing.	2,000
New road, Wailuku to Halawa.	1,500
Molokai.	1,000
Relocation Pali road, Kalae to Kalaupapa.	1,000
Completion road Lahaina to Maalaea.	10,000
Total.	\$71,500.

### ISLAND OF KAUAI.

The committee recommend that all of the item under this heading be

struck out and that the following be inserted in place thereof:

Extension belt road system—Kalihiwai to Molokai.	\$26,000
Kalihiwai to Hanalei.	10,000
New bridges and culverts with approaches—	
District of Waimea.	3,500
District of Koloa.	4,000
District of Kawaihau.	2,000
District of Lihue.	4,000
Total.	\$59,500.

### ISLAND OF OAHU.

The committee recommends that all items under this heading be struck out and that the following be inserted in place thereof:

Extension sewers system and storm drains.	\$35,000
New laundries.	15,000
Extension and completion, Manoa drive.	7,500
Completion Palolo road.	10,000
Horaeohe road around Pauoa valley.	20,000
Relocating and constructing Kalihi valley road.	15,000
Widening Nuuanu Ave above Judd street.	7,500
New road west end Judd St. mauka Puunui drive.	10,000
New road west end Judd St. makai to School street.	10,000

### DISTRICT OF KOOLAUPOKO.

Kaalaen breakwater and concrete culverts.	2,500
New road, Heeia to Kahanu, via Ahuimanu (belt road).	15,000
Concrete bridges and culverts, Koolaupoko.	5,000
Concrete bridges, Kaneohe.	8,000

### DISTRICT OF KOOLAULO.

Concrete bridges, culverts and breakwater of stone or concrete, Koolaupoko.	15,000
---	--------

### DISTRICT OF WAILUALA.

Culverts and approaches to bridges, Wailuala district.	15,000
New roads, Wailuala district.	10,000

### DIST. OF EWA AND WAIANAE.

New road Alea to R. R. station Kalanoo to R. R. station.	2,000
Relocating government road at Kalanoo.	800
New road from Wailuala road through Kolioli Pass to Luahalei homesteads.	1,000
Concrete bridges and culverts.	6,000
Concrete bridges and culverts.	20,000

Extension Pua lane, Palama, Honolulu.	7,500
Extension Campbell road, Kailua to Leahi street.	3,000
Kukui street and bridge.	10,000
New road, Kanaia to Campbell street.	500
Extension Kuakini road to Luzo street.	8,000
Extension School street to Kamehameha IV road.	20,000
Extension Broad lane to Kukui street.	600
Concrete bridges, Kalakaua avenue.	5,000
New road connecting College Hills district with Moiliili road.	13,000
Widening road between Kapiolani Park and Diamond Head lighthouse.	4,000
Purchase water pipe lines, College Hills district.	6,100
Total amount to be appropriated by the bill.	\$308,000.

With the foregoing amendments the committee recommends that the bill pass.

### THE BATTLE BEGINS.

The report was ready for distribution at the afternoon session, and the fight on the bill began. An effort was made, in the first place, to give Hilo \$50,000 for a government building, but the appropriation remained as in the bill, \$42,000.

North Kona got \$8000 for a public building and jail, and then Kalama moved the insertion of items calling for \$40,000 for a government building on Maui, and a like amount for a government building on Kauai. There was a lot of discussion on this, but finally the items were reduced to \$25,000 each and passed at that amount.

"Then," said Bishop, "I move to lay the committee's report on the table. You have swollen the amount now beyond the amount of the loan, and there is no good in working longer with the report." The motion, however, failed.

When the item of \$300,000 for the extension of the wharf system at Honolulu was reached, Kalama moved that it be cut to \$200,000. Achi protested strongly, saying that the wharf system was a money-producer. If it could not be perfected, the bonds could not be paid.

Kalama withdrew his motion, and the wharf item passed. He came again, however, with a motion to cut the item of \$56,000 for educational buildings on Oahu to \$6000. This also caused a lot of discussion, and finally McCandless moved that the Oahu appropriation be cut to \$25,000, that amount to be used in building a brick and stone school house at Kalihi. Achi moved that

\$28,000 be appropriated for all school houses on Oahu.

A motion to refer the whole school matter to the Public Schools Committee, failed, and then the Achi motion to appropriate \$28,000 for all Oahu schools carried.

Hilo was given \$20,000 for a high school as a special item, and then after a warm fight Hawaii was given \$22,000 for school houses in addition to this. This was the amount recommended by the Loan Committee for all the schools of the big island.

The committee allotted \$9000 for school buildings on Kauai, and McCandless moved to raise this appropriation to \$28,350. This raised a small sized storm, Achi protesting against any increase in the loan appropriations, and Dickey saying that he stood with him and would move to reconsider the appropriations for school purposes. Gandal spoke strongly for the increase, and the item carried as he wanted it. Dickey moved a reconsideration of the Maui school appropriation. This was done, and the Maui appropriation was put at \$20,000.

The Oahu appropriation was reconsidered, on Achi's motion, and McCandless moved that the Oahu appropriation pass at \$56,000, as recommended by the committee. This failed, and Oahu was given \$30,000.

Kalama moved a new item of \$15,000 for water pipe from Waikola to Kaulapapa. This was lost.

Brown moved an item of \$1000 for water works at Laupahoehoe. Lost.

The Honolulu water system was under discussion when the Senate adjourned.

### THE HOUSE.

The House put in a day of consistent hard work yesterday, passed House Bill No. 4 (departmental appropriations) through formal second reading, considered Senate Bill No. 5, in Committee of the Whole, reserving formal second reading for today. House Bill No. 7, for changing a number of old appropriations, was considered in committee also and read a second time.

### WANTS TRUANT OFFICERS.

At the opening of the day's session Sup't. Davis of the Public Instruction Department sent a letter asking an appropriation of \$24,000 for truant officers. The letter was filed.

Smith submitted a resolution asking for an appropriation of \$96.65 for an unpaid bill in favor of the Hilo Railroad Company. The matter was referred to the Public Expenditures Committee.

The House went into Committee of the Whole on Senate Bill No. 5, making additional appropriations for the departmental use of the Territory. Kaloopa was called to the chair.

### ITEMS PASSED.

The following items were dealt with in succession:

Governor's office, incidentals, \$575; passed.

Secretary's office, incidentals, \$500; passed.

Election expenses, transportation registration boards, Kauai and Maui, \$220; passed.

Printing Revised Laws, \$1800; passed.

J. D. Avery, services on Act 39, \$282; passed.

Treasurer's office, incidentals, for loss on debased coin collected, \$50.00; passed.

Bureau of Tax, salaries and commission for third taxation division, \$600; passed. Incidentals, Oahu, \$1000; passed. Incidentals, Kauai, \$278.50; passed.

### ROADS AND BRIDGES.

The item of \$500 for Fifth District roads was referred to a special committee consisting of Harris, Coelho and Rice.

Later in the day Harris, as chairman, reported in favor of the following appropriations, the report being adopted:

Roads and Bridges.

Fourth District.	\$5,000
Fifth District.	5,000
North Hilo.	5,000
South Hilo.	750
North and South Kohala.	500
North and South Kona.	500
Lanai.	250
Maui and Molokai.	1,250
Koloa, Kauai.	750
Waimea, Kauai.	500
Kau, Hawaii.	250

Kohala jail, \$100; passed.

Electric lights, \$1500; passed.

Bureau of Water Works, Honolulu water works running expenses, \$3000; passed.

To reimburse W. B. Harrub, \$50; passed.

To reimburse Captain Fitzgerald for pilot house built on government property, \$500; passed.

Department of Justice: To reimburse W. A. Shaw for loss of horse, \$65; passed.

Police Department: Incidentals, \$2500; passed.

Support and maintenance of prisoners, \$3500; passed.

Expenses Supreme Court, \$200; passed.

Expenses Judiciary Department, \$400; passed.

To reimburse C. M. Kai for bail money held improperly, \$200; passed.

Land Registration Court: Incidentals, \$750; passed.

Department of Public Instruction: Superintendent's office, \$1212.24; passed.

### HEALTH MONEY.

Board of Health: Medical department, Settlement, \$1867; passed.

Indigent sick, other islands than Oahu, \$1000; passed.

Support of non-leprous female children of lepers, \$500; passed.

Repairs to telephone system at Settlement, \$250; passed.

Public Lands, incidentals, \$500; passed.

To reimburse T. A. Wana for 36 acres purchased under erroneous patent, \$301.60; passed.

To reimburse Lam Wo Sing for rent paid, \$272.50. Passed.

For land valuation work unpaid A. M. McBryde, \$12; C. D. Makae, \$37; W. J. Sheldon, \$16; passed.

Salaries of officers: Stenographers Supreme Court, \$800; passed.